



March 28, 2011

WORK SESSION
Taylor Conference Room
12000 Findley Road, Suite 300
<http://www.JohnsCreekGA.gov>

5:00 PM

A) PLEDGE OF ALLEGIANCE

B) OPENING COMMENTS-Mayor Bodker

C) DEPARTMENTAL UPDATES

Finance

■ Presentation of Comprehensive Annual
2010 Financial Audit Report (CAFR)

Legal

■ Legislative Delegation Letter and
Discussion of Related Ordinance

D) EXECUTIVE SESSION (If Needed)

E) ADJOURNMENT

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Senator John Albers
District 56

COMMITTEES:

Public Safety, Vice Chairman
Science and Technology, Vice Chairman
Economic Development
Education and Youth
Ethics

Deputy Whip

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March 14, 2011

Distinguished Mayor and City Council of Johns Creek:

Thank you for your service to the citizens of Johns Creek and for your desire to improve the City with the changes to the Charter. It is our sincere desire to support both you and the City. As such, we have reviewed the resolution adopted by Council and have the following recommendations and responses:

In reference to Section 4, the Delegation has been in communication with the Council and jointly come to the realization that this was not feasible at this time. A combined resolution between all of the jurisdictions will be needed to facilitate this process.

In reference to Section 3, we wish to bring to the attention of the Mayor and Council that the Georgia Constitution and General Law provide for means by which a municipal charter may be amended in what is known as the "Municipal Home Rule." Some of the matters addressed in the resolution may be undertaken by action of Council and need not wait until the next session of the General Assembly.

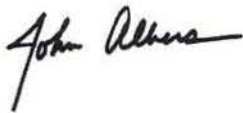
In reference to Sections 1 & 2, we have researched other reporting structures for cities within the Metro-Atlanta area. We could not find any North Fulton charter granting the Mayor the sole discretion to fire the City Manager or the City Attorney "at his pleasure." However, we wish once more to bring to the attention of the Mayor and Council that the Georgia Constitution and General Law provide for means by which a municipal charter may be amended and that Council may thusly proceed independent of the General Assembly.

Your legislative Delegation requests that you offer a unanimous resolution in order to to create a Charter Commission to be appointed in a manner identical to that of the City of Sandy Springs (referenced on page 2). This process may commence immediately, allowing research and preparations to begin as soon as reasonably possible.

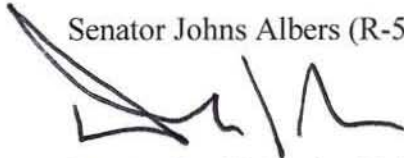
If you have any questions or concerns, please do not hesitate to contact us.

Sincerely,

State of Georgia Johns Creek Legislative Delegation




Senator Johns Albers (R-56)



Senator David Shafer (R-48)



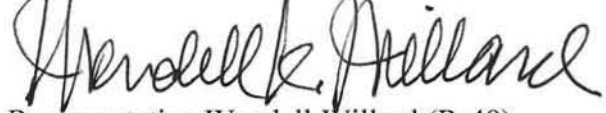
Representative Chuck Martin (R-47)



Representative Tom Rice (R-51)



Representative Lynne Riley (R-50)



Representative Wendell Willard (R-49)

Reference

Johns Creek

SECTION 7.18. Charter Commission. At the first regularly scheduled city council meeting, five years after the inception of the City of Johns Creek, the mayor and city council shall create a charter commission to review the city's experience and recommend to the General Assembly any changes to the city charter. All members of the charter commission must reside in the City of Johns Creek. The commission must complete the recommendations within six months of its creation.

Sandy Springs

Section 6.04: Charter Commission. At the first regularly scheduled city council meeting, five years after the inception of the City of Sandy Springs, the mayor and city council shall call for a charter commission to review the city's experience and recommend to the General Assembly any changes to the city charter. Members of the charter commission shall be appointed as follows: one by the mayor, one by the city council, and one by each member of the Georgia House of Representatives and Senate whose district lies wholly or partially within the corporate boundaries of Sandy Springs. All members of the charter commission must reside in Sandy Springs. The commission must complete the recommendations within six months of its creation.